**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT :**

**THE HONOURABLE MR. JUSTICE K.M.JOSEPH**

**WEDNESDAY, THE 28TH MARCH 2007 / 7TH CHAITHRA 1929**

**WP(C).No. 10345 of 2007(F)**
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**PETITIONER:**
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**THEKKEN GURUVAYOOR ENGLISH MEDIUM SCHOOL, THEVALAKKARA P.O., KOLLAM DISTRICT, REPRESENTED BY ITS MANAGER, N.GOPALAKRISHNA PILLAI**

**BY ADV. SRI.P.B.SAHASRANAMAN**
**SRI.K.JAGADEESH**
**SRI.T.S.HARIKUMAR**

**RESPONDENTS:**
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**1. STATE OF KERALA, REPRESENTED BY ITS SECRETARY, DEPARTMENT OF GENERAL EDUCATION, SECRETARIAT, THIRUVANANTHAPURAM.**

**2. THE DEPUTY DIRECTOR OF EDUCATION, KOLLAM.**

**BY GOVERNMENT PLEADER (SHRI A. J. VARGHESE)**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 28/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

**K. M. JOSEPH, J.**

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**W.P.C. NO. 10345 OF 2007 f**

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**Dated this the 28th March, 2007**

**JUDGMENT**

Petitioner is an English Medium School. As far as Standards I to IV is concerned, it is recognized by the Government in the year 1991. For upgradation upto High School level, petitioner has already approached the Government. Prayer in the Writ Petition is for a direction to conduct the annual examinations to Classes V and VI and to issue TC to the eligible pupils in the academic year 2006 - 2007. The Manager of petitioner School has filed an Affidavit undertaking as follows:

> *"I undertake that the private study in my school will be confined to standard V in the next academic year onwards and this petitioner will enable the pupils studying in my school to pursue their studies in Government/Aided/Recognized institutions from Standard VI and follow Rules 7 and 8 of Chapter VI of KER strictly from next academic year onwards."*

2. Heard the learned Government Pleader also. Counsel for petitioner submits that petitioner will file an application seeking permission to conduct the Examinations for Standards V & VI in the petitioner School and to grant TC to the students for this year. The Writ Petition is disposed of directing the second respondent to consider and pass orders in accordance with the Order dated 11.12.2001 on the application of the petitioner to be filed before him seeking permission to conduct Examinations for Standards V and VI in the petitioner School for the year 2006 - 2007 and to issue TC, within a period of one week from the date of receipt of a copy of this Judgment.

**K. M. JOSEPH, JUDGE**

kbk.